



State of New Hampshire
PUBLIC EMPLOYEE LABOR RELATIONS BOARD

International Chemical Workers Union Council
UFCW, Local 1046C

Petitioner

v.

Merrimack County Nursing Home
and County of Merrimack

Respondent

Case No. M-0738-9

Decision No. 2005-095

INTERIM ORDER

The Public Employee Labor Relations Board ("Board") hereby rules as follows on the parties' "Joint Motion to Postpone Hearing and to Submit Certain Issues by Briefs and Reserve Other Issues for Later Resolution" filed on July 22, 2005:

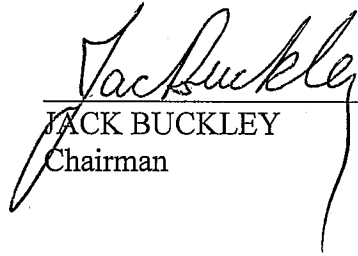
1. The Board hearing scheduled for July 26, 2005 is postponed.
2. The so-called "reserved issues," as set forth in paragraph 2 of the parties' joint motion, shall hereby be held in abeyance and shall remain in such status until 30 days following a decision of the Board on the so-called "submitted issues," as set forth in paragraph 1 of the parties' joint motion. Unless either party requests further PELRB proceedings on the reserved issues within 30 days of the Board's decision on the submitted issues, those matters shall be deemed withdrawn.
3. The parties' proposed schedule for presentation and filing of the submitted issues, as set forth in paragraph 6 of their joint motion, is hereby granted.
4. The terms of this interim order are contingent upon the parties' stipulation and submission of sufficient relevant facts, executed by the parties' representatives, and the timely submission of legal memoranda. Upon receipt of these documents, the record shall be deemed closed on the submitted issues, and a decision shall issue based solely upon the file documents, stipulated facts and the parties' legal

memoranda, unless it is determined by the Board that a hearing is necessary prior to a final decision.

5. This interim order shall not be construed as restricting the jurisdiction, scheduling authority, or any other authority, granted to the Board pursuant to RSA 273-A.

So ordered.

Signed this 28th day of July, 2005.



JACK BUCKLEY
Chairman

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